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To: Commissioner for Patents
Fax Number: (703) 872-9306
Date: November 22, 2004
Pages: 7 pages (including this cover sheet)

MESSAGE:

SYSTEM AND METHOD FOR EMBEDDING
ADDITIONAL INFORMATION IN VIDEO DATA
Application No. 09/763,988
Examiner Y. Y. Lee
Art Unit 2613

Petition and Fee for Extension of Time
Response to Restriction Requirement

JP919990098
(590.051)

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Atty. Docket No.JP919990098
(590.051)

NOV 22 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of : Koichi Kamijo et al.
Serial No. : 09/763,988 Examiner : Y.Y. Lee
Filed : July 5, 2001 Art Unit : 2613
For : SYSTEM AND METHOD FOR EMBEDDING
ADDITIONAL INFORMATION IN VIDEO DATA

November 22, 2004

RESPONSE TO RESTRICTION REQUIREMENT

I hereby certify that this correspondence and any documents referred to as enclosed therewith are being transmitted by facsimile to the Commissioner for Patents on facsimile number (703) 872-9306 on November 22, 2004.

 November 22, 2004
Stanley D. Ference III Date of Signature
Res. No. 33,879

**Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450**

Sir:

This is responsive to the Office Action dated July 22, 2004, for the above-identified application.

The Examiner has asserted that Claims 15-21, 23, 28, and 30-36, drawn to a system for embedding additional information in video data (Group I), Claims 22, 25, 29, and 37, drawn to a system for detecting additional information in video data (Group II),

Atty. Docket No.JP919990098
(590.051)

Claim 24, drawn to a method for embedding an electronic watermark in an MPEG stream (Group III), Claim 26, drawn to a method for detecting an electronic watermark in an MPEG stream (Group IV), and Claim 27, drawn to a system for controlling the copying of digital data (Group V) are each directed to distinct inventions. The Examiner has required Applicants to elect one group of claims for prosecution.

The asserted basis for the restriction requirement is “[t]his application contains ... inventions or groups of inventions which are not so linked as to form a single inventive concept”. Applicants respectfully traverse the restriction requirement. Accordingly, Applicants respectfully request the restriction requirement be withdrawn and all claims be examined at this time.

In the event the restriction requirement is not withdrawn, Applicants provisionally elect the claims of Group I (e.g., Claims 15-21, 23, 28, and 30-36). Applicants, however, also assert the claims of Group III (Claim 24) should be examined at the same time as the claims of Group I. See MPEP § 803 (“If the search and examination of an entire application can be made without serious burden, the examiner must examine it on the merits, even though it includes claims to independent or distinct inventions”). In the present application, Independent Claim 24 (Group III) is directed to an “MPEG stream”, Independent Claim 15 (Group I) is directed to “video data”, and Dependent Claim 16 (Group I) recites “said video data is MPEG video data”. It thus appears that Groups I and

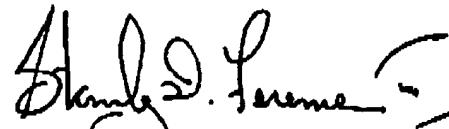
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Atty. Docket No.JP919990098
(590.051)

III would be examined upon the same art and, thus, there would be no serious burden in examining the claims of both Groups I and III in the same application.

Respectfully submitted,



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